

BENJAMIN ♦ HART, P.C.

5 Penn Plaza, 23rd Floor
New York, New York 10001
(212) 835-1532
(718) 425-0692 (Fax)

October 6, 2020

Via ECF

Hon. Frank P. Geraci, Jr.
Chief U.S. District Judge
U.S. Courthouse
100 State Street
Rochester, NY 14614

Re: ***Horn v. Medical Marijuana, Inc., et al.***
Case No: 15-CV-701 (FPG-MJR)

Dear Judge Geraci:

This office represents Plaintiff in this matter. At the Pre-Trial Conference last Friday the Court scheduled the trial of this matter for May 10, 2021 with an interruption for our religious observance on 5/17-5/18 to continue 5/19. I truly appreciated that accommodation to myself and my firm, as well as defense counsel. Your Honor may remember that I agreed that this case should be reasonably concluded within a full two-week trial.

Upon further reflection however, a two-day interruption in the trial may cause us to spill over to a third week which I hope we can avoid for the Court and all parties' sake. As well, being in Buffalo respectfully presents a difficulty in observing that high holiday. These issues did not initially occur to me as the trial date was set so far off in the future.

I reached out yesterday to defense counsel for their consent to a JUNE 7, 2021 start date, or another convenient to the Court, so that we have a better chance to complete the trial within a full 2 weeks. No defense counsel has yet responded.

Under these circumstances, I must respectfully request the Court adjourn the trial to June 7, 2021 or a date convenient to the Court. The other due dates and final pre-trial Conference the Court scheduled yesterday need not be disturbed, unless the Court deems necessary.

Thank you for Your Honor's consideration to this request.

Very truly yours,

Jeffrey Benjamin

Jeffrey Benjamin, Esq.

cc: All parties via *ECF*
